

JOHN MCCAIN
ARIZONA

CHAIRMAN
COMMITTEE ON INDIAN AFFAIRS
COMMITTEE ON ARMED SERVICES
COMMITTEE ON COMMERCE,
SCIENCE, AND TRANSPORTATION

United States Senate

March 22, 2006

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The Honorable Kevin Martin
Chairman
Federal Communications Commission
445 12th Street NW
Washington, DC 20554

Dear Chairman Martin:

We wish to submit comments regarding Petition for Clarification or Reconsideration (the "Petition") submitted by Mohave County (the "County") on February 17, 2006, published in the Federal Register on March 8, 2006, and pending before the Federal Communications Commission (the "Commission").

On August 11, 2004, the Commission concluded in its Fifth Report and Order (19 FCC Rcd 14969) that the most effective solution for preventing radio interference to public safety users of the 800 MHz band was to require non-public safety users of this band to relocate. In exchange for the relocation, the Commission provided Sprint Nextel Corporation ("Sprint Nextel") and the other relocated non-public safety users with the use of spectrum in other bands. The Commission also required Sprint Nextel to reimburse the relocation costs for users dislocated by Sprint Nextel's transfer.

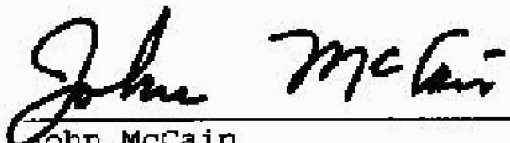
As part of the order, the Commission stated, that in coming to its decision, it sought to ensure the "minimal disruption to the operations of all affected 800 MHz incumbents during the transition period" and that "the associated reconfiguration costs are funded." We hope the Commission will keep these goals in mind as it considers the Petition, which requests the Commission to clarify whether Mohave County is eligible for reimbursement from Sprint Nextel for the relocation of five television relay stations that use the 1910-1915/1990-1995 MHz band.

We believe it is in the public interest to ensure both the uninterrupted delivery of national and statewide news and information, including public safety information, to citizens in

the County, a remote area, and the continuation of the relocation efforts without delay. Accordingly, we urge you and your fellow Commissioners to consider all options as you evaluate the Petition.

We note that this letter reflects our own concerns on this important question of public policy. It is not written on behalf of any party, nor do we seek a specific outcome for any party. Our sole interest is to ensure that the County and its residents are treated fairly and equitably in a manner that is in strict accordance with existing agency rules, regulations, and ethical guidelines. Therefore, please treat this letter in compliance with all applicable substantive and procedural rules, including providing a copy of this letter in the public record of WT Docket No. 02-55.

Sincerely,



John McCain
United States Senator



Jon Kyl
United States Senator